

**NOTICE OF PUBLIC HEARING  
DEPARTMENT OF HEALTH  
STATE OF HAWAII**

**(Docket No. R-4-03)**

Pursuant to Hawaii Revised Statutes, Chapter 91, the Department of Health will accept written comments and hold a public hearing on proposed amendments to the Hawaii Administrative Rules, Chapter 11-60.1, Air Pollution Control.

The main purpose of the proposed amendments is to respond to the U.S. Environmental Protection Agency (EPA) Notice of Deficiency concerning Hawaii's Title V or "covered source" air permit program. EPA requires that Hawaii revise its rules to adequately address and regulate insignificant activities which are the smaller-emitting air pollution sources located within a covered source facility. Other amendments update federal standards and requirements, clarify and add to the list of exempt and insignificant activities, and make housekeeping changes for format consistency and clarification.

EPA's requested amendment and other significant amendments are summarized below:

- Provide requirements to incorporate insignificant activities with applicable air requirements into a covered source permit. Address when insignificant activities will be placed in permits, how a facility may certify compliance for insignificant activities, and the exemption of insignificant activities from annual fees [§§11-60.1-1, 11-60.1-82, 11-60.1-86, 11-60.1-88.5, and 11-60.1-114].
- Clarify and add to the listings of noncovered source *exempt* activities and covered source *insignificant* activities. Clarify provisions for fuel burning equipment less than one million BTU per hour and add plant maintenance, upkeep, and incidental office activities [§§11-60.1- 62 and 11-60.1-82].
- Update the lists of federal plans and Maximum Achievable Control Technology (MACT) emission standards. Add to the lists a federal plan concerning small municipal waste combustion units and MACT standards for petroleum refineries, publicly owned treatment works, wet-formed fiberglass mat production, and boat manufacturing [§§11-60.1-163 and 11-60.1-174].
- Update and correct equivalent MACT provisions in accordance with Title 40 Code of Federal Regulations Part 63 [§11-60.1-175].

The majority of the proposed rule amendments are federally required and are not expected to have a significant impact on small businesses. No new fees are being imposed.

The proposed rules and a summary of the proposed amendments may be reviewed at the following offices, Monday through Friday, except holidays, between the hours of 7:45 a.m. and 4:15 p.m.:

- Oahu: Clean Air Branch, Department of Health  
919 Ala Moana Boulevard, Room 203, Honolulu, Oahu 96814
- Hilo: Hawaii District Health Office, Department of Health  
1582 Kamehameha Avenue, Hilo, Hawaii
- Kona: Sanitation Branch, Keakealani Building, Department of Health  
79-1020 Haukapila Street, Room 115, Kealahou, Hawaii
- Maui: Maui District Health Office, Department of Health  
54 High Street, Room 300, Wailuku, Maui
- Kauai: Kauai District Health Office, Department of Health  
3040 Umi Street, Lihue, Kauai
- Molokai: Molokai District Health Office, Department of Health  
65 Makaena Place, Kaunakakai, Molokai

A free copy of the proposed rules and summary of the amendments may be obtained at the Oahu office above, by writing or calling the Oahu office at (808) 586-4200, or by accessing the website [www.hawaii.gov/doh/proposed\\_rules/cab/index.html](http://www.hawaii.gov/doh/proposed_rules/cab/index.html).

Interested persons are invited to attend the public hearing to offer comments on the proposed amendments, and those wishing to testify are asked to submit two copies of their testimony prior to or at the hearing. The Department of Health will conduct the public hearing on **Tuesday, August 12, 2003, 4:00 p.m.**, at 919 Ala Moana Boulevard, in the fifth floor conference room.

The Department of Health can provide auxiliary aids or services (e.g., sign language interpreter, large print) if the request is received at least ten days prior to the scheduled hearing. Requests may be made by writing to the Clean Air Branch or by calling the office at (808) 586-4200.

All written comments received by Tuesday, August 19, 2003, 4:30 p.m., will be accepted and considered by the Department of Health. Please mail or deliver all comments to the Clean Air Branch, Department of Health, 919 Ala Moana Boulevard, Room 203, Honolulu, Hawaii 96814.

CHIYOME L. FUKINO, M.D.  
Director of Health

Posted: July 11, 2003